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6 IN THE DISTRICT COURT OF GUAM
7 FOR THE TERRITORY OF GUAM
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9 UNITED STATES OF AMERICA,) CRIMINAL CASE NO. 95-00128
10)
11 Plaintiff,)
12 vs.) **REPORT & RECOMMENDATION**
13 HENRY TAITAGUE QUINTANILLA,) **CONCERNING VIOLATIONS OF**
14 Defendant.) **SUPERVISED RELEASE CONDITIONS**
) **IN A FELONY CASE**

15 On March 30, 2007, the United States Probation Office filed a Petition and supporting
16 declaration alleging that the Defendant violated his conditions of supervised release. See
17 Docket No. 99. A Supplemental Declaration was thereafter filed on April 10, 2007. See
18 Docket No. 105. According to the Petition and Supplemental Declaration, the Defendant:

- 19 1. repeatedly tested positive for the use of methamphetamine;
20 2. refused to submit to urinalysis on three (3) separate occasions; and
21 3. failed to appear for drug counseling (one instance).

22 On April 10, 2007, the Defendant appeared with counsel before the Court and on a
23 knowingly and voluntarily waived his right to an evidentiary hearing and admitted to all the
24 violations alleged in the Petition and Supplemental Declaration. The Government, the
25 Defendant, and the probation officer agreed that the Defendant's term of supervised release
26 should be revoked as a sanction for these violations. The parties also agreed that the Defendant
27 should serve a 15-month term of incarceration, with no supervised release term to follow
28 thereafter.

Therefore, I hereby recommend that the District Judge revoke the Defendant's term of supervised release and impose sentence accordingly. This matter shall be scheduled for a disposition hearing before the District Judge on Friday, April 13, 2007, at 10:30 a.m., unless otherwise re-scheduled by the District Judge.



/s/ Joaquin V.E. Manibusan, Jr.
U.S. Magistrate Judge
Dated: Apr 12, 2007

NOTICE

Failure to file written objections to this Report within ten (10) days from the date of its service shall bar an aggrieved party from attacking such Report before the assigned United States District Judge. 28 U.S.C. § 636(b)(1)(B).